

Amendment No. 5 to HB2538

Curcio
Signature of Sponsor

AMEND Senate Bill No. 2478

House Bill No. 2538*

by deleting all language after the enacting clause and substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 17-1-106(a), is amended by deleting the subsection and substituting instead the following:

(a) In addition to the qualifications provided for judges by the Constitution of Tennessee, Article VI, §§ 3 and 4, judges of the supreme court, court of appeals, court of criminal appeals, chancery courts, circuit courts, criminal courts, and courts exercising the jurisdiction imposed in one (1) or more of the chancery courts, circuit courts, or criminal courts shall be learned in the law, which must be evidenced by the judge:

- (1) Being authorized to practice law in the courts of this state;
- (2) Being in good standing with the board of professional responsibility;

and

(3) Not having been publicly censured by the board of professional responsibility or suspended or disbarred from the practice of law within the ten (10) years preceding the judge's term of office for engaging in conduct involving dishonesty, fraud, deceit, or misrepresentation; provided, that this subdivision (a)(3) does not apply to those serving in a judicial position as of the effective date of this act.

SECTION 2. This act takes effect October 1, 2022, the public welfare requiring it.